IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.5985 OF 2003

Sunil Sopan Hagawane
since deceased through
Sopan D. Hagawane & Ors. .. Petitioners.

vs.

Smt. Kusum Murlidhar Hagawane
& Ors. . .. Respondents.

Mr. Pramod J. Pawar for petitioners.

CORAM : A.P. DESHPANDE, J.

DATE : 8th November, 2006.

P.C.

. The petitioner challenges an order passed by the 11th Ad-hoc Additional District Judge, Pune dated 29.4.2003 allowing applications moved by the appellant for bringing LRs of the deceased appellant on record so also condonation of delay and for setting aside abatement. The application for bringing LRs was moved which was hardly barred by a time of 14 days. As there was no separate application filed for condonation of delay in filing the appeal and for setting aside abatement, another application was filed. Taking a pragmatic view of

the matter in the interest of justice, the First Appellate Court has allowed the application.

2. Perused the order. No interference is called for. Writ petition is summarily dismissed.

(A.P. Deshpande, J.)